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Paper No. 12

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*In re* Application of  
KUBIK ET AL.  
Application No.: 09/435,570  
Filed: November 08, 1999

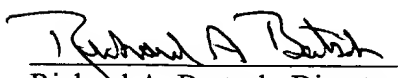
Director's Office :  
Group 3700 : **DECISION**  
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This application is before the Director of Technology Center 3700 for reconsideration of the Notice of Abandonment mailed March 27, 2002, for failure to respond to the Office Action mailed August 15, 2001. A "Request for Reinstatement of Application for No Fee" was filed on May 2, 2002, and a Second "Request for Reinstatement of Application for No Fee" was filed on August 21, 2002. These papers will be treated as a request to withdraw the holding of abandonment.

A review of the file indicates that a request for a two month extension of time and a response were timely filed on February 26, 2002 (Proof of Certificate of Mailing, January 15, 2002.) Inspection of the Response filed February 26, 2002, reveals that the first page of that amendment was not omitted (original staples still intact). Analysis of that Response shows that the submitted pages 2-4 do, in fact, constitute a complete response, supporting a proper traversal of the rejection of claims 1-11 set forth in the Office Action of August 15, 2001.

In view of the above, the Notice of Abandonment mailed March 27, 2002 is in error and is hereby vacated. The holding of abandonment is withdrawn. This application is being forwarded to the examiner for appropriate action.

Summary: Holding of Abandonment Withdrawn.

  
Richard A. Bertsch, Director  
Technology Center 3700